

## INITIAL STATEMENT OF REASONS

### Revision of Certificate Application Attestation Language Regulations 9070 - 9078

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At the October 28, 2010 meeting, the Commission approved proposed amendments to five certificate application forms. These amendments will provide consistency and uniformity to the attestation language on the five forms.

INFORMATION PRIVACY ACT: Pursuant to the Federal Privacy Act (Public Law 93-579) and the Information Practices Act (IPA) of 1977 (Civil Code Sections 1798, et seq.), notice is hereby given for the request of personal information. Failure to provide any part of the requested information may delay processing of this application or result in an incomplete record. No disclosure of personal information will be made unless permissible under Article 6, Section 1798.24 of the IPA of 1977. Each individual for whom personal information is collected has the right to inspect that information in any record maintained by POST. Inquiries may be directed to the POST Information Practices Act Coordinator at the address listed above. ~~Contact the POST Information Services Bureau for instructions on requesting records.~~

**Since the October 2010 meeting, a reorganization of POST bureaus has occurred and the Information Services Bureau no longer exists. The last sentence in the first paragraph of each form has been deleted as a nonsubstantial change. This deletion is on forms POST 2-116, POST 2-117, POST 2-250, POST 2-256, and POST 2-289.**

**POST 2-116** Certification Application  
Section 5. Attestation  
Box 27. Applicant Signature

I attest ~~that I am a full time paid peace officer and~~ that I have read and subscribe to the Law Enforcement Code of Ethics and ~~I attest under penalty of perjury that all of the information contained herein in this application is true and correct.~~

**There is no regulation requiring attestment to being a full time paid peace officer, nor is there a regulation requiring attestment under penalty of perjury. Because of this, these two parts of the attestation were struck. The remaining change is an update of the same language.**

Box 29. Department Head Signature

Basic Certificate – The above applicant has satisfactorily completed the training, service, ~~or~~ and probationary period required in POST Regulation 1010(b)(3), (4) or (5) for the Basic Certificate and has complied with minimum standards set forth in Regulation 1002. In my opinion, the applicant is of good moral character and worthy of the award(s), based upon personal knowledge. Personnel records of this jurisdiction/agency substantiate my recommendation 9070(f).

Other POST Certificate – The above applicant has satisfactorily completed training, service, and education required for this award in POST Regulation 9070(g), (h), (i), (j), or (k).

**The Department Head attestation is redundant in that both the regulations and the requirements of the regulations are stated. This attestation was revised to remove redundant language while keeping cited regulations. This revision provides consistency and uniformity with the attestations on the other certificate application forms.**

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#### POST 2-117 Certificate Application – Records Supervisor

##### Section 3. Attestation

##### Box 12. Application Signature

I attest that I have read and subscribe to the Law Enforcement Code of Ethics and that all of the information contained in this application is true and correct.

**The most recent version of POST Form 2-117, is from 1997. Because of this, the whole form was struck, and a complete update is being put in place. The 1997 applicant attestation read *I attest that all of the information contained in this application is true and correct.* This attestation was revised to be in keeping with the attestations on the other certificate application forms.**

##### Box 14. Department Head Signature

**Recommendation to Award Certificate:** The above applicant has satisfactorily completed the training, service, education, and probationary period required for this award in POST Regulation 9073(d).

**The 1997 Department Head attestation was verbose and included attestation to nonregulated elements. These elements were not included in this revision, thus providing consistency and uniformity with the attestations on the other certificate application forms.**

#### POST 2-250 Request for Reissuance of POST Certificate

##### Section 1. Requestor Information

##### Box 11. Requestor Signature

#### REQUESTOR ATTESTATION -

~~I request that my certificate(s) be reissued. I understand that my original certificate is VOID upon replacement. If my original certificate is recovered, I understand that I am obligated to forward it to the Commission on Peace Officer Standards and Training.~~

I request that my Management / or Executive Certificate ONLY—I have changed my employment jurisdiction and request that a new certificate be reissued bearing the name of the new jurisdiction. I understand that I am entitled to keep my previously issued Management or Executive Certificate— my current employing agency.

**The current language is not an attestation, it is a request. The Requestor is not required by regulation to attest to anything to request a reissued certificate. Extraneous verbiage was eliminated, leaving clear and concise requests for certificates.**

#### POST 2-256 Certificate Application – Reserve Peace Officer

##### Section 3. Attestation

##### Box 10. Applicant Signature

~~I attest that I have been appointed as a Level I reserve peace officer, and that I have read and subscribe to the Law Enforcement Code of Ethics and I swear under penalty of perjury that all of the information contained herein in this application is true and correct.~~

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**There is no regulations requiring the applicant to attest to being a Level 1 reserve peace officer, nor is there a regulation requiring attestment under penalty of perjury. Because of this, these two parts of the attestation were struck. The remaining change is an update of the same language.**

Box 12. Department Head Signature

~~Recommendation to Award Certificate: The above applicant has been appointed as a Level I Reserve Peace Officer in compliance with the minimum standards set forth~~ satisfactorily completed the training and service required for this certificate in POST Regulation 1002 9070(l). I further attest that the applicant has completed the agency's POST approved Field Training Program (400 hours minimum) and no less than 200 additional hours of satisfactory peace officer service while assigned to the prevention and detection of crime and the general enforcement of the criminal laws of this state. In my opinion, the applicant is of good moral character and worthy of the award, based upon personal knowledge. Personnel and training records of this jurisdiction/agency substantiate my recommendation.

**The Department Head attestation is redundant in that both the regulations and the requirements of the regulations are stated. This attestation was revised to remove redundant language while keeping cited regulations. This revision provides consistency and uniformity with the attestations on the other certificate application forms.**

#### POST 2-289 Certificate Application – Public Safety Dispatcher

Section 5. Attestation

Box 19. Applicant Signature

~~I attest that I am a full time, paid public safety dispatcher and that I have read and subscribe to the Law Enforcement Code of Ethics. I attest under penalty of perjury and that all of the information contained herein in this application is true and correct.~~

**There is no regulation requiring attestment to being a full time paid public safety dispatcher, nor is there a regulation requiring attestment under penalty of perjury. Because of this, these two parts of the attestation were struck. The remaining change is an update of the same language.**

Box 21. Department Head Signature

~~I~~Recommendation to that the certificate be aAwarded Certificate: ~~I attest that the applicant is a full time public safety dispatcher and has either:~~

**Basic Certificate** – ~~The above applicant has satisfactorily Ccompleted the training, service, and a probationary period of at least 12 months as provided required in Commission POST Regulation Section 1018(e), was selected in accordance with the minimum standards in Section 1018©, and meets the basic dispatcher training requirement set forth in Section 1018(d);9072(c).~~

**Other POST Certificate** – ~~OR, that t~~The above applicant has satisfactorily was employed as a public safety dispatcher at the time the agency entered into the POST Public Safety Dispatcher Program, completed the training, service, and education required for this award a minimum of one year satisfactory service as a full time public safety dispatcher, and was trained according to minimum standards described in Commission POST Regulation 1018(d)9072(d) or (e).

~~In my opinion, the applicant is of good moral character and worthy of the award, based upon personal knowledge or inquiry. Personnel records of this jurisdiction/agency substantiate my recommendation.~~

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The Department Head attestation is redundant in that both the regulations and the requirements of the regulations are stated. This attestation was revised to remove redundant language while keeping cited regulations. This revision provides consistency and uniformity with the attestations on the other certificate application forms.

All of the above amendments make the attestations more clear and concise, eliminates extraneous verbiage, and are in keeping with the attestations on all five certificate application forms.